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LETTER DATED 10 JUNE 1998 FROM THE PERMANENT REPRESENTATIVE OF THE LIBYAN ARAB JAMAHIRIYA TO THE UNITED NATIONS ADDRESSED TO THE PRESIDENT OF THE SECURITY COUNCIL

I have the honour to transmit herewith the text of the decision adopted by the Assembly of Heads of State and Government of the Organization of African Unity, which met in Ouagadougou from 8 to 10 June 1998, concerning the crisis between the Libyan Arab Jamahiriya, on the one hand, and the United States of America and the United Kingdom of Great Britain and Northern Ireland, on the other.

I should be grateful if you would have the text of the present letter and its annex circulated as a document of the Security Council.

(Signed) Abuzed O. DORDA
Ambassador
Permanent Representative

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Annex

[Original: English]

Decision on the crisis between the Libyan Arab Jamahiriya and the United States of America and the United Kingdom of Great Britain and Northern Ireland

The Assembly of Heads of State and Government of the Organization of African Unity, meeting at its thirty-fourth ordinary session, in Ouagadougou from 8 to 10 June 1998,

Taking note of the report of the Secretary-General on the dispute,

Having heard the report of the Committee of Five of the Organization of African Unity following its mission to the United Kingdom of Great Britain and Northern Ireland and meeting with the British Foreign Secretary,

Expressing profound gratitude to the Libyan Arab Jamahiriya for the position it has adopted and the positive initiatives it has taken in order to resolve the dispute peacefully,

Welcoming the judgment announced by the International Court of Justice on 27 February 1998 confirming its competence to look into the dispute,

Welcoming also the positive response of the families of victims to the efforts aimed at the speedy settlement of the dispute,

Expressing its deep concern over the immense human and material losses to the Libyan people and nationals of other States members of the Organization of African Unity,

Expressing its regret at the lack of positive response by the United States of America and the United Kingdom of Great Britain and Northern Ireland to the international and regional initiatives and efforts aimed at finding a solution to the dispute based on the principles of international law and within a framework of understanding and constructive dialogue,

1. Calls upon the Security Council to adopt a resolution on suspending the sanctions imposed on the Libyan Arab Jamahiriya under Security Council resolutions 748 (1992) of 31 March 1992 and 883 (1993) of 11 November 1993 until the International Court of Justice pronounces its verdict on the issue;

2. Decides not to comply any longer with Security Council resolutions 748 (1992) and 883 (1993) on sanctions, with effect from September 1998, if the United States of America and the United Kingdom of Great Britain and Northern Ireland refuse that the two suspects be tried in a third neutral country, pursuant to the verdict of the International Court of Justice, by July 1998, the date on which the sanctions will be due for review, owing to the fact that the said resolutions violate Article 27, paragraph 3, Article 33 and Article 36, paragraph 3, of the Charter of the United Nations and the considerable human and

economic losses suffered by the Libyan Arab Jamahiriya and a number of other African peoples as a result of the sanctions;

3. Decides on moral and religious grounds and with immediate effect that the Organization of African Unity and its members will not comply from now on with the sanctions imposed against the Libyan Arab Jamahiriya related to religious obligations, providing humanitarian emergencies or fulfilling statutory obligations of the Organization of African Unity;

4. Enjoins the Committee of Five of the Organization of African Unity to continue with its task;

5. Mandates the Secretary-General to monitor implementation of the present resolution and to submit a report thereupon to the next session of the Security Council.